

Regular Session, 2010

HOUSE BILL NO. 1239

BY REPRESENTATIVE DIXON

SCHOOLS/EMPLOYEES: Requires the State Board of Elementary and Secondary Education to adopt rules and regulations relative to the physical abuse of public school teachers and employees by students

1 AN ACT

2 To enact R.S. 17:7(29), relative to the duties, functions, and responsibilities of the State  
3 Board of Elementary and Secondary Education; to require the State Board of  
4 Elementary and Secondary Education to develop and adopt rules and regulations  
5 relative to the physical abuse of public school teachers and other school employees  
6 by students; and to provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 17:7(29) is hereby enacted to read as follows:

9 §7. Duties, functions, and responsibilities of board

10 In addition to the authorities granted by R.S. 17:6 and any powers, duties, and  
11 responsibilities vested by any other applicable laws, the board shall:

12 \* \* \*

13 (29) Develop, adopt, and promulgate rules and regulations in accordance  
14 with the Administrative Procedure Act which provide for the following relative to  
15 the physical abuse of teachers and other school employees by students in city, parish,  
16 and other local public schools:

17 (a) Requiring school governing authorities to keep an accurate record of each  
18 incident of physical abuse by a student that is reported by a teacher or other school  
19 employee.

- 1                    (b) Requiring school governing authorities to provide appropriate equipment  
2                    to protect teachers and other school employees from physical abuse by students.
- 3                    (c) Providing support services to teachers and other school employees which  
4                    afford them the opportunity to discuss the effects of stress caused by physical abuse  
5                    by students and to identify ways to alleviate such stress.
- 6                    (d) Giving any teacher or other school employee who has been a victim of  
7                    physical abuse by a student, or students, the opportunity to seek another position for  
8                    which he is certified within the same parish and in which he will not have contact  
9                    with the student or students, provided there is another position available.
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#### DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

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Dixon

HB No. 1239

**Abstract:** Requires BESE to adopt rules and regulations relative to the physical abuse of public school teachers and employees by students.

Proposed law requires BESE to adopt rules and regulations to address the physical abuse of public school teachers and other school employees by students, as follows:

- (1) Requiring school governing authorities to keep an accurate record of incidents of such abuse.
- (2) Requiring school governing authorities to provide appropriate equipment to protect teachers and other school employees from such abuse.
- (3) Providing support services to teachers and other school employees which afford them the opportunity to discuss the stress caused by such abuse.
- (4) Giving any teacher or other school employee who has been the victim of such abuse, the opportunity to seek another position for which he is certified within the same parish in which he will not have contact with the student(s) involved, provided that there is another position available.

(Adds R.S. 17:7(29))

#### Summary of Amendments Adopted by House

##### House Floor Amendments to the engrossed bill.

1. Added stipulations to the rules required by proposed law that another position that abused teachers and school employees are authorized to seek be within the same parish and makes seeking of such position conditional upon availability.